

**RESOLUTION**

**AUTHORIZING CHANGE ORDER #1/FINAL CHANGE ORDER INCREASING THE CONTRACT PRICE FROM \$1,083,132.95 TO \$1,098,146.95 AN INCREASE OF 1.39% OR \$15,014.00, AUTHORIZING ACCEPTANCE OF THE PROJECT, RELEASE OF THE PERFORMANCE BOND, ACCEPTANCE OF THE MAINTENANCE BOND, AND FINAL PAYMENT TO KM CONSTRUCTION CORP., (14 CORDIER STREET, IRVINGTON, NJ 07111) FOR THE OLD FARM ROAD SERVICE AREA EXPANSION – 2019, SANITARY SEWER EXTENSION AND ROADWAY RESTORATION PROJECT, FUNDED THROUGH THE 2017 SEWER CAPITAL BOND ORDINANCE**

**WHEREAS**, the Township of Bridgewater and KM Construction Corp. entered into a contract for improvements to Old Farm Road Service Area Expansion – 2019, Sanitary Sewer Extension and Roadway Restoration Project; and

**WHEREAS**, there is Change Order #1 increasing the contract price from \$1,083,132.95 to \$1,098,146.95, which was a 1.39% increase in the amount of \$15,014.00 to the contract amount based on an adjustment of estimated quantities to match as-built including unanticipated addition drainage additions and tree plantings; and

**WHEREAS**, the aforesaid modification necessitates a change order to reflect the actual contract amount, which change order is permissible under the Local Public Contracts Law and the Local Government Services regulations with respect to the same; and

**WHEREAS**, William H. Burr, IV, Township Engineer, recommends authorizing Change Order #1, Accepting the Project, Releasing the Performance Guarantee and accepting the Maintenance Bond; and

**WHEREAS**, Christopher M. Corsini, Township Attorney, has reviewed the Township Engineer's memo of completion, Executive Summary, Maintenance Bond, Change Order #1, and Affidavit of No Liens, and has found all of same to be satisfactory; and

**WHEREAS**, the contractor has submitted to the Township an "Affidavit of No Liens" confirming that all indebtedness associated with this project has been satisfied; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Bridgewater, in the County of Somerset and State of New Jersey as follows:

1. It hereby acknowledges that this project has been satisfactorily completed, accepts same and, accordingly, releases Performance and Payment Bond No. (B1245089) in the amount of \$1,083,132.95 from Selective Insurance Company of America.
2. It authorizes the appropriate municipal officials to pay the balance due on the final contract which is hereby accepts, and which has resulted in an adjusted contract amount of \$1,098,146.95.
3. It hereby accepts Maintenance Bond No. (B 1270328), in the sum of \$164,722.04 issued by Selective Insurance Company of America.

4. It hereby directs Linda Doyle, Township Clerk, to transmit certified copies of this resolution to the Rose Witt, Qualified Purchasing Agent, Joseph Sarno, Chief Finance Officer on behalf of Holman Frenia Allison, P.C., William H. Burr, IV, Township Engineer, and KM Construction Corp.

Introduced	Seconded	Council	Aye	Nay	Abstain	Absent
		Kirsh				✓
	✓	Norgalis	✓			
		Pedroso	✓			
✓		Ring	✓			
		Kurdyla	✓			

Adopted: December 19, 2022